

State of Rhode Island  
and Providence Plantations

Department of Health  
Office of Health Professions

vs.

**Rosa Teixeira NA 05835**

**CONSENT ORDER**

Pursuant to R.I.G.L. (2001 Reenactment) and the Rules and Regulations promulgated thereunder, the Rhode Island Department of Health (hereinafter "Department"), after review and consultation with the Advisory Board for Nursing Assistants, has investigated a complaint charging Rosa Teixeira, NA (hereinafter "Respondent"), with a violation of Section 23-17.9-8 of the General Laws.

After consideration by the Department, the following constitutes the Findings of Fact with respect to the professional performance of the Respondent:

1. Respondent is a Nursing Assistant licensed to practice in the State of Rhode Island.
2. That at all pertinent times, Respondent was employed by Jewish Family Services Home Care, Providence, RI
3. That is, on or about early May 2001, Respondent crossed the boundaries of professional behavior in that the Respondent did obtain \$700.00 from a client of the Respondent's employer.
4. That the conduct described in paragraph three (3) herein constitutes unprofessional conduct in Section 23-17.9-8 and the Rules and Regulations promulgated thereunder.

The parties agree as follows:

1. Respondent is a Nursing Assistant is able to conduct business under and by virtue of the laws of the State of Rhode Island. Respondent's mailing address is 182 Lippitt St.,

Providence RI 02906.

2. Respondent admits to the jurisdiction of the Department and hereby agrees to remain under the jurisdiction of the Department.
3. Respondent has read this Consent Order and understands that it is a proposal of the Department and is subject to the final approval by the Department. This Consent Order and the contents thereof are not binding on Respondent until final approval by the Department.
4. Respondent hereby acknowledges and waives:
  - a) The right to appear personally or by counsel or both before the Department;
  - b) The right to produce witnesses and evidence in her behalf at a hearing;
  - c) The right to cross-examine witnesses;
  - d) The right to have subpoenas issued by the Department;
  - e) The right to further procedural steps except those specifically contained herein;
  - f) Any and all rights of appeal of this Consent Order;
  - g) Any objection to the fact that this Consent Order will be presented to the Department for consideration and review;
  - h) Any objection to the fact that it will be necessary for the Department to become acquainted with all evidence pertaining to this matter in order to adequately review this Consent Order;
  - i) Any objection to the fact that potential bias against the Respondent may occur as a result of the presentation of this Consent Order to the Department.
5. This Consent Order shall become part of the public record of this proceeding once it is accepted by both parties.
6. Acceptance by the Respondent and approval by the Department of this Consent Order

constitutes an admission of the facts contained herein by the Respondent.

7. Nursing Assistant license issued to the Respondent is hereby suspended for a period of at least two (2) years commencing upon the date the Consent Order is signed by both parties.
8. At the time Respondent seeks reinstatement of the Nursing Assistant license, Respondent shall submit documentation to the Board evidencing that Respondent is capable and competent to engage in the practice of Nursing Assistant. In addition, Respondent must meet all education, training and examination requirements for licensure in effect at the time Respondent applies for licensure.
9. That should Respondent fail to comply with the terms of this Consent Order, Respondent shall be subject to further disciplinary sanctions.

Signed this September 2 day of 2002

Rosa Teixeira  
Rosa Teixeira, NA

Approved on this 7th day of November 2002

Donald C. Williams  
Donald C. Williams  
Associate Director, Health Services Regulation